

RES/ORD	SUBJECT	ACTION
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### Monday, February 4, 2002

(1)	12:30 <b>DISCUSSION</b> - State Legislative Program ( <i>6th floor Council Conference Room</i> ) (Bialek)	Cancelled
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### Tuesday, February 5, 2002

	8:30 <b>INVOCATION</b> - Reverend Bruce Jones, Concord-St. Andrew's United Methodist Church, Bethesda	Invocation
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#### 8:35 **GENERAL BUSINESS**

A.	<b>Announcement</b> - Agenda and Calendar Changes (Lauer)	Addendum: added the appointment of Brian Campbell, Esq.; as special counsel to represent Mont. Co. in Laughard v. John Henry in U.S. District Court; added Ewing, Denis, Leggett, Praisner as co-sponsors of Bill 1-02; 2/5 HHS/ED, 2/7 HHS, and 2/11 T&E meeting cancelled. MFP discussion on impact tax deferred until 2/11.
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	B. <b>Action</b> - Approval of Minutes: January 22, 2002 (Edgar)	Approved as amended
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#### (2) 8:40 **CONSENT CALENDAR**

A.	<b>Introduction</b> - Supplemental Appropriation and amendment to County Government's FY02 Capital Budget and FY01-06 Capital Improvements Program, State's Attorney - \$1,077,000 for Office Case Management System TIF (Source: Current Revenue - Revolving Fund and Unencumbered balance from TIF Loan Fund PDF) (McMillan/Trombka) <i>Public Hearing is scheduled for 2/26/02 at 11:00 am.</i>	Introduced
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	<p><b>B. Introduction</b> - Supplemental Appropriation and amendment to Maryland-National Capital Park and Planning Commission's FY02 Capital Budget and FY01-06 Capital Improvements Program - \$920,000 Work Order Management/Planned Lifecycle Asset Replacement System Current Revenue - Revolving Fund and Unencumbered balance from TIF Loan Fund PDF)</p> <p>(Michaelson/Trombka)</p> <p><i>Public Hearing is scheduled for 2/26/02 at 11:00 am.</i></p>	Introduced
	<p><b>C. Introduction</b> - Supplemental Appropriations to the MCPS FY02 Operating Budget: (Hughes)</p> <p><a href="#">\$332,640 Teaching American History Grant (Source: Federal funds)</a></p> <p><a href="#">\$816,750 Adult Education and Summer School Fund (Source: Increased Revenue)</a></p> <p><i>Public Hearing is scheduled for 2/26/02 at 11:00 am.</i></p>	Introduced
	<p><b>D. Introduction</b> - Resolution to approve Economic Development Revenue Bonds in amount not to exceed \$7,000,000 for American Gastroenterological Association (Sherer)</p> <p><i>Public Hearing/Action is scheduled for 2/26/02 at 11:00 am.</i></p>	Introduced
<b>R-14-1125</b>	<p><b>E. Action</b> - Special Appropriation to the County Government's FY02 Operating Budget, Office of Zoning and Administrative Hearings - \$40,000 for increase in contract hearing examiner services (Source: General Fund) (Lauer)</p> <p><i>PHED Committee recommends approval.</i></p>	Adopted
<b>R-14-1126</b>	<p><b>F. Action</b> - Executive Regulation 30-01, Fees for Reproduction and Duplication of Photographs (McMillan)</p>	Adopted

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<b>R-14-1127</b>	<b>G. Action</b> - Resolution to approve Economic Development Revenue Bonds not to exceed \$4,060,000 for Imagination Stage, Inc. (Sherer)	Adopted
<b>R-14-1128</b>	<b>H. Action</b> - Confirmation of County Executive appointments to the Commission on Aging: Miriam Brewer; Alidz T. Khachaturian; Elizabeth S. Layton; Louis Nunez; William H. Oley; Jane Sahmel; Johana E. Walburn; Jodie Fine; Suzy Leahigh; Elaine Hoover; Rev. Mark A. Stauffer; George Yu; John J. Kenney (Ferber)	Adopted
<b>R-14-1129</b>	<b>I. Action</b> - Confirmation of County Executive appointments to the Commission on Common Ownership Communities: Arlene L. Perkins; Carla D. Guynn-Werking; Michael P. Maloney; Richard J. Leeds; Harold H. Huggins (Ferber)	Adopted
	<b>J. Introduction</b> - Special Appropriation to Montgomery College's FY02 Operating Budget - \$296,000 for Campus Security (Source: Current Fund Reserve) (Sherer) <i>ED Committee worksession is tentatively scheduled for 2/12/02 at 2:00 pm; Public Hearing/Action is scheduled for 2/26/02 at 11:00 am.</i>	Introduced
	<b>L. Action</b> – Appointment of Brian Campbell, Esq., as special counsel to represent Montgomery County in <i>Laughard v. John Henry</i> in U.S. District Court, Western District of Pennsylvania (Faden)	Approved appointment
9:35	<b>LEGISLATIVE SESSION</b>	
<b>Day #4</b>		
	<b>A. Approval of Legislative Journal</b> (Edgar)	None

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	B. Introduction of Bills	
	5) • <b>Bill 1-02</b> , Permitting Services - Notice of Demolition, sponsored by Councilmember Berlage (Faden) <i>Public Hearing is scheduled for 2/26/02 at 11:00 am.</i>	Introduced; added Ewing, Denis, Leggett, Praisner as co-sponsors
	(6) • <b>Emergency Bill 2-02</b> , Transfer Tax - Exemptions, sponsored by the Council President at the request of the County Executive (Faden) <i>Public Hearing is scheduled for 2/26/02 at 11:00 am.</i>	Introduced
	(7) • <b>Bill 3-02</b> , Real Property - Disclosure - Tax Assessments, sponsored by Councilmember Praisner <i>Public Hearing is scheduled for 2/26/02 at 11:00 am.</i>	Introduced
<b>R-14-1130</b>	(3) 8:45 <b>ACTION</b> - Spending Affordability Guidelines for the FY03 Capital Budget and other general CIP assumptions (Orlin) <i>MFP Committee recommendation will be available 2/4/02</i>	Approved MFP recommendations to raise the FY03 and 04 G.O. bond guidelines 10% to \$156.2 million and FY03-08 bond guidelines to \$880.4 million; agreed to assume 92% implementation rate for G.O. bonds (MP, ND n; MS-ta)* and 87% implementation rate for Park and Planning bonds (PA-n; MS-ta)*
	9:30 <b>DISTRICT COUNCIL SESSION</b>	
<b>R-14-1131</b>	(4) A. <b>Action</b> - Development Plan Amendment 02-1 (Wilson) <b>Application No:</b> DPA 02-1 <b>Applicant:</b> Hunt Family Limited Partnership (Roger K. Bain, Attorney) <b>Request:</b> Amendment to Development Plan, in response to designation of Paint Branch Watershed as a Special Protection Area, to reduce approved density from 96 units (50 single family detached, 46 townhouses) to 44 single family detached units.	Approved (8y; MS ta)*

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	<p><b>Property:</b> South side of Miles Road, 300 feet west of Old Columbia Pike in the Fairland Planning Area (48 +/- acres)</p> <p><b>Recommendations:</b>            Planning Staff: Approve            Planning Board: Approve            Hearing Examiner:                No recommendation;                Case not heard</p>	
(8)	9:45 <b>WORKSESSION</b> - Potomac Subregion Master Plan (Michaelson)	Worksession
	<b>RECESSED:</b> 11:30 A.M. - <i>Thanksgiving in February</i>	
(9)	1:30 <b>PUBLIC HEARING</b> - Zoning Text Amendment 01-11, Permitted Uses in CBD Zones (Wilson) <i>PHED Committee worksession tentatively scheduled for 3/11/02 at 9:30 am.</i>	PH; record open until the close of business 2/19/02
(10)	1:30 <b>PUBLIC HEARING - Bill 44-01</b> , Housing Code – Amendments (Faden) <i>PHED Committee worksession tentatively scheduled for 3/25/02 at 2:00 pm.</i>	PH; record open until the close of business 3/15/02
	1:30 <b>PUBLIC HEARING/ACTION</b> on the following Supplemental Appropriations to the MCPS FY02 Operating Budget: (Hughes)	
<b>R-14-1132</b>	(11) • \$585,867 for Title I Basic Grant (Source: State (MSDE))	PH; record closed; adopted (8y; IL ta)*
<b>R-14-1133</b>	(12) • \$908,863 Maryland Academic Intervention Program (Source: State (MSDE)) <i>ED Committee recommendation will be available 1/28/02.</i>	PH; record closed; adopted (8y; IL ta)*
	1:30 <b>PUBLIC HEARING/ACTION</b> - Supplemental Appropriations to the County Government's FY02 Operating Budget, Department of Health and Human Services:	
<b>R-14-1134</b>	(13) • \$98,010 for State Ombudsman Initiative Grant (Source: MD Dept. of Aging (McGuire) <i>This item was not reviewed by Committee</i>	PH; record closed; adopted (8y; IL ta)*

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	1:30 <b>PUBLIC HEARING/ACTION</b>	
	- Supplemental Appropriations to the County Government's FY02 Operating Budget, Department of Health and Human Services:	
<b>R-14-1135</b>	(14) • \$154,000 for Partner Abuse Services (Source: General Fund) (Planell) <i>HHS Committee recommends approval.</i>	PH; record closed; adopted (8y; IL ta)*
	(15) 1:30 <b>PUBLIC HEARING -</b> Supplemental Appropriation to the County Government's FY02 Operating Budget, Circuit Court and Sheriff's Office - \$782,480 for Juvenile Court Transfer (Source: General Fund Undesignated Reserves) (McMillan) PS Committee worksession tentatively scheduled for 2/14/02 at 9:00 am.	PH; record open until the close of business 2/11/02
	(8) 2:15 <b>WORKSESSION</b> - Potomac Subregion Master Plan ( <i>continued from morning session</i> ) (Michaelson)	Worksession
	<b>RECESSED: 5:30 P.M.</b>	
	5:05 <b>PROPOSED CLOSED SESSION</b> to consult with staff, consultants, or other individuals about pending or potential litigation, pursuant to Maryland Code, State Government Article, §10-508 (a)(8). Topic is Ride-On Bus Advertising ( <i>6th Floor Conference Room</i> ) (Cogan/Orlin)	Held closed session
	7:00 <b>PUBLIC HEARING - FY03</b> Capital Budget and FY03-08 Capital Improvements Program ( <i>3rd floor Council Hearing Room</i> ) (McMillan)	PH; additional material should be submitted before the Committee worksession on interested issues; PH continued on 2/6/02 at 7:00 P.M.

**ADJOURNED: 9:15 P.M.**

\*y – yes; ta – temporarily absent

COMMITTEE	SUBJECT	ACTION
<b>HHS</b>	<b>9:15 AM - 7CHR</b>	
<b>Jan 31</b>	(1) Intensive Budget Review – Aging and Disability (Planell/Kimball)	Briefing/Discussion
	(2) Briefing from InterAcc Providers (Planell)	Received briefing
	(3) Human Rights Commission Regulation 34-01, Rules of Procedure (Cogan)	Recommended approval as amended, subject to final Committee review
<b>PHED</b>	<b>2:00 PM - 7CHR</b> <i>(To be televised on County Cable Montgomery)</i>	
<b>Jan 31</b>	(1) ZTA 01-10, Special Exceptions – Compliance Requirement Issue <i>(continued)</i> (Wilson)	Worksession
	(3) Housing Policy (Trombka)	Worksession
	(2) <b>Bill 16-01</b> , Board of Appeals – Attorney’ Fees (Faden)	Recommended disapproval (2y to disapprove; HD n )
<b>PHED</b>	<b>9:30 AM - 7CHR</b>	
<b>Feb 4</b>	(1) ZTA 01-12, Moderately Priced Dwelling Unit requirement - C-2 Zone (Wilson)	Recommended approval
	(2) <b>Bill 39-01</b> , Moderately Priced Dwelling Unit requirement - Applicable Zones (Faden)	Recommended approval
	(3) Update - Long Branch Task Force (Trombka)	Received update
	(4) Payment in Lieu of Taxes (PILOT) Agreements (Trombka)	Worksession
	(6) Housing Policy (Trombka)	Worksession
	(5) Briefing - recycling in the Parks (Trombka/Michaelson)	Received briefing

COMMITTEE	SUBJECT	ACTION
<b>T&amp;E Feb 4</b>	<b>1:30 PM - 7CHR</b>	
	(1) Executive Regulation 32-01, Pesticides (Faden)	Deferred
	(2) Exec Regulation 11-00, Guidelines for Stormwater Management Loan Program (Faden)	Recommended approval, as amended
	(3) <b>Bill 45-01</b> , Storm Water Management - Requirements (Faden)	Recommended approval, as amended
	(4) <b>Bill 42-01</b> , Air Quality Control - Revisions (Cogan)	Recommended approval, as amended
	(5) Amendments to Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: water and sewer category changes (Levchenko)	Worksession
	(6) Executive Regulation 35-01 and 36-01, Adoption of Building Construction Codes and Standards (Hughes)	Recommended approval
<b>MFP Feb 4</b>	<b>3:00-3:45 PM - 3CCR</b>	
	(1) Review of Spending Affordability Guidelines for FY03 Capital Budget and other general CIP assumptions - implementation rates (Orlin)	Recommended approval to raise the FY03 and 04 G.O. bond guidelines 10% to \$156.2 million and FY03-08 bond guidelines to \$880.4 million; agreed to assume 92% implementation rate for G.O. bonds (MP, ND n; MS-ta)* and 87% implementation rate for Park and Planning bonds (PA-n; MS-ta)*

n – no; ta – temporarily absent